LAWYER EXPLAINS SERIOUS CHARGE

Mr. Abell Had No Intention of Deceiving Court in Statement.

ELECTION VOTE CANVASSED

Majority for Democrats in Congressional Race Is

46,641.

(Special to The Times-Disnatch.) Abell, a prominent Johnston county this morning and through James H. Pou as spokesman explained the "tel-

this morning and through James H. Pou as spokesman explained the "telegraph compileation" that stirred a sensation in the court yesterday, when Judge Connor directed the cierk to write Mr. Abell to appear and explain how it was that he presented to the court officers a telegram calling him to the bedside of a sick wife, thereby securing the continuance of a case that the court had theretofore declined to continue, when no such telegram had been received here.

Mr. Pou's statement for Mr. Abell was that his daugnter called him up over the telephone and told him the facts set out in the telegram and the necessity for his immediate return home; that he immediately wrote a telegram for a hack to meet him at Smithfield, and, using the same telegraph pad for lack of other paper to set down the matter, he wrote on the telegraph blank the telephone message, as he had gotten it over the telephone; that he went directly into the courtroom and showed the written message to Judge Connor and District Attorney Seawell, without any intention of deceiving them as to the message being a telegram. He had the operator of the Smithfield Telephone Exchange here to prove that he gave connection for some one in the Abell residence, at Smithfield, with him, in Raleigh, just prior to Mr. Abell's presentation of the message in court.

Judge Connor accepted the explana-

prior to Mr. Abell's presentation of the message in court.

Judge Connor accepted the explanation with the statement that there had been no other idea on his part but that it had been intended that he regard the message shown as a tolegram, this also applying to other court officers. District Attorney Seawell stated to the court that he understood that he had been criticized by Mr. Abell or his friends as having acted through malice in bringing the matter into the court, friends as having acted through malice in bringing the matter into the court, and that he wanted to disclaim any such motive. Judge Connor stated from the bench that no such imputation could apply to the district attorney, but that his course in the premises had been most commendable throughout.

SCRIBNER'S CHRISTMAS BOOKS



His own account of his celebrated expedition. Splendidly illustrated from photographs by Kermit Roosevelt and the naturalists of the expedition, as well as by full-page photogravures from "This," says the New York Tribune, "is, of course, the book of the year."

Romantic California

By ERNEST PEIXOTTO.

The Intimate Life

Mr. Dooley Says

of Alexander Hamilton

Peter Pan

\$4.00 net. Postpaid \$4.33

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ARTHUR RACKHAM.

A new edition of this classic for children, now so famous both for text and illustrations, at a moderate \$1.50 net

Charmingly illustrated with his own sketches, the book

presents picturesque conditions of life to-day in many parts of California unknown to the tourist. \$2.50 net. Pestpaid \$2.72

Here for the first time all the verse written by Eugene Field has been collected into one volume—one that resembles in form the one-volume editions of the New England poets, as does the author's hold on the people resemble their popularity.

Complete edition. With portrait. Sve. \$2.00 net

By His Grandson, DR. ALLAN McLANE HAMILTON. With 25 full-page illustrations.

Treats particularly of his relations with his family, and his friends, his tastes, and amusements and methods of work.

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By the Author of "Mr. Dooley in Peace and in War," etc.
"The most essentially American humorist and the most distinctly
American philosopher since Mark Twain."—New York Times
Setarday Review.
"For every new Dooley book we are
Dooley thankful."—Passek.

The Poems of Eugene Field

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A Detective Story By A. E. W. MASON.

Rest Harrow

By MAURICE HEWLETT Brings to a close the romance of Senhouse and Sauchia.
"It is in thought, style, and expression a great book."—
Philadelphia Ledger.
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Once upon a

By RICHARD HARDING DAVIS.

nine years.

"Each one is an absorbing and appealing human document."

—Philadelphia North American. Illustrated. \$1.50 The Fugitive

Freshman By RALPH D. PAINE.

Tells of a boy who, running away from college as the only way of getting out of a difficult situation, passes through a series of most entertaining adventures. Illustrated. 31,50

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Compiled for Daniel Cupid by OLIVER HERFORD and JOHN CECIL CLAY. With twelve full-page illustrations and many decorations in colors and in pen and ink. A little book of exceeding wit and wisdom

\$1.00 met. Postpaid \$1.10

\$1.00 net. Postpaid \$1.10

CHARLES SCRIBNER'S SONS, 153 Fifth Ave., N. Y.

AMUSEMENTS.

Academy—Ethel Barrymore, in "Mid-Channel," matinee and night. Bljou—The Turning Point," matince and night. Lubin—Vaudeville.

Accessory—the Barramore, in "Mile State of the State of t

ways she was not Ethel Barrymore, but Zoe Blundell—brilliant and capricious and pathetic. But Miss Barrymore was far from being the "whole show." Charles Dalton was a most convincing Blundell, with his rough, strong personality; Louise Drew gave a smooth and pleasing performance of Ferris's sweetheart; Eugene O'Brien was excellent as Ferris; Marianne Thurber, Helen Freenan and Maud Milton played their bits well, and earn the servants were good. But next to Miss Barrymore the honors fell to H. Reeves. Smith, It would be hard to conceive a more perfect parformance than his. Polished and finished to the last degree his work was a treat to the jaded theatre-goer. He was quiet and easy, skilled and artistic, and when, in the last act he dropped his monoule for the first time, the change 'n the man won the admiration of the most hardened—one actor in a thousand.

And the performance is one in a thousand.

ANYER STIPS COURT

MURDERER UNKNOWN.

Ceroner's Jury Unable to Find Persen
Who Killed Ten-Year-Old Girl.
Asbury Park, N. J., Doetmber 2.—
"Murdered by a person or persons unknown" was the verdict of a coroner's
jury to-day, sitting on the fate of tenyear-old Marie Smith, whose maitreated
body was found on November 12 in a
clump of bushes not far from he
home, near hore. Physicians testified
that the little girl was severely burned about the face after death, but
how they had no idea.
The police will continue their offorts to fasten the murder on Thomas
williams, the negro laborer who is
still held as a suspect.
The only new fact brought out today was the testimony of a "egrogirl that Williams confided to her ten
days before the murder that there
was a little white girl living at the
house of Mrs. Delia Jeckson (Mario's
aunt) whom he intended to attack.

OF JOCKEY CLUB

Books of Organization Produced Before Investigating Committee,

TESTIMONY OF TREASURER

All Disbursements Made at Direction of August Belmont.

New York, December 2 .- The books New York, December 2.—The books of the Jockey Club, the organization which controls and sanctions horse-racing throughout the United States, were produced before the joint legisla-

racing throughout the United States, were produced before the joint legislative investigating committee to-day, and showed that in 1906, 1907 and 1908, the club expended \$329,000 for legal expenses, advertising and a press bureau. This total was shown by entries from three accounts, numbered 1, 2 and 3.

According to the entries the heavist expenditures were in 1907, the year preceding the passage of anti-betting bills. In that year, by the entries, the legal expenditures of the Jockey Club were \$175,620. The year previous they were \$175,620. The year previous they were \$92,642, and in 1908, the year in which the Hughes legislation finally prevailed by one vote, they were \$52,549 and out of a special fund.

Frank K. Sturgis, treasurer of the Jockey Club, testified that all these disbursements were at the personal direction of August Bellmont, chairman of the Jockey Club, and that \$42,290 of the special fund was paid to E. P. Coyne, a lawyer, recommended to the club by James Wadsworth, Jr., Speaker of the Assembly.

Sturgis was asked to explain the nature of the three accounts, numbered 1, 2 and 3. He replied that No. 1 represented the moneys spent by the Jockey Club in its own interests; that No. 2 contained expenditures, made in behalf of old racing associations contributing to the Jockey Club and that No. 3 was for joint expenditures.

"In 1903, did the Jockey Club pay legal expenses for the various racing associations?" M. Linn Bruce, chief counsel for the committee, asked Sturgis.

"Yes, it raised \$40,000 for that purpose."

of \$10.000?"
It was expended for advertising and in maintaining a press bureau."
"Who expended it?"
"August Belmont."
"To whom did you draw the checks?"
"To August Belmont."
"At whose instance?"
"At Mr. August Belmont's."
"You have the checks?"
"Yes, and I have a statement from Mr. Belmont of how he expended the monex."

was started, Judge Gregory turned to the people and asked them not to follow. Court-officials accompanied the jury and prisoner through the church would have to move the ediging and prisoner through the church would have to move the ediging and prisoner through the church would have to move the ediging and prisoner through the church would have to move the ediging and school, beneath which the supposed body of the ckild was found. The defense closed its case today, and court adjourned until to-morrow morning, when arguments will be movement was stopped.

Hardman PIANO -

The Kaiser

Caruso

On the 22nd of October, the German Emperor appointed Enrico "Royal Prussian Chamber Singer."

Two years ago Enrico Caruso appointed the HARDMAN his

> "Intimate Personal Chamber Piano.'.

The great singer purchased one for his villa in Italy and wrote the

"The Hardman gives me the utmost satisfaction.'

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Writefor handsomely illustrated catalogue. The utmost value allowed for old pianos taken in exchange. Terms arranged to suit your convenience.

Sold only by WALTER D. MOSES & CO. 103 E. Broad St., Oldest Music House in Virginia and North Carolina.

GUESTS OF CARNEGIE

Iose a certain amount because of the value of sleepers as an advertisement.

Several other roads entered appearance as protestants, claiming that they would have to share the cost of the reduction.

STOPPED BY FOLICE.

Church Was Being Moved When Objection is Raised.

(Special to The Times-Dispatch.)

Alexandria, Va., December 2.—A wanderer on rollers without a home. Such is the status of the Second Baptist Church to-day. The church is a one-story frame structure, located at the southwest corner of Columbus and pendleton Streets, and had just been moved a distance of two feet, when the pulpose of the southwest corner of Columbus and pendleton Streets, and had just been moved a distance of two feet, when the pulpose of the moving, because there was objection to the moving on the part of property owners nearby the lot where the house of worship was the nit. the matter may not be settled real to find a resting place. It looks as if the matter may not be settled real title band of worshippers will have teleband of worshippers will be an advanced the face of the feet, and one hundred offullent in the teleband.

New York, December "Yes and I have a statement from Mr. Belmont of how he expended the money."

"But you have no personal khowledge of how he expended it?"

"No."

"On July 1, 1907, a check was made payable to E. P. Coyne for \$20,000. What was this for?"

"Legal expenses."

"Leg

MAY Be. TOTAL LOSS.

Seattle, Wash, December 2.—The Alaska Steamship Company's steamship Northwestern is hard and fast on the rocks at False Bay, San Juan Island, four miles from Roche harbor. She went on at almost high tide has thirteen feet of water in her forward hold and may be a total loss. The Northwestern left Seattle for

Ing to an announcement by the Interstate Commerce Commission to-day. Chief of the rallroads which will enter statistics to support their claim that there should be no reduction, even such as the Pullman Company has offered, are the Great Northern and Chicago, Milwaukee and St. Paul Railroads, which oporate their own sleepers and which would have to meet the Pullman Company's reductions.

James Peabody, statistician for the Santa Fe road, on the stand declared that although his road lost \$35,574 on one transcontinental train last yearattain carrying four siandard Pullman sleepers, a composite car and s dinernevertheless his road was willing to lose a certain amount because of the value of sleepers as an advertisement. Several other roads entered appearance as protestants, claiming that they would have to share the cost of the reduction.

Valdez, Alaska, last night, with twenty state of steamer ty-six passengers and 600 tons of freight. She struck the rocks at 2:40 A. M. The British steamer Tese, which A. M. The British teamer ty-se, was near, responded to a wireless call from the Northwestern and took over the passengers and 600 tons of freight. She struck the rocks at 2:40 A. M. The British teamer ty-se, was near, responded to a wireless call from the Northwestern and took over the passengers and 600 tons of freight. She struck the rocks at 2:40 A. M. The British teamer Tese, which A. M. The British teamer ty-se, which open the responded to a wireless call from the Northwestern and took over the passengers and 600 tons of freight. She struck the rocks at 2:40 A. M. The British teamer ty-se, which copical from the Northwestern and 600 tons of freight. She struck the rocks at 2:40 A. M. The British teamer ty-se, which copical from the Northwestern and 600 tons of freight. A. M. The British teamer ty-se, which copical freight. A. M. The British teamer ty-se, which copical freight. A. M. The British teamer ty-se, which copical freight. A. M. The British teamer ty-se, which copical freight. A. M. The British teamer

MILER IS PRESIDENT OF SOUTHEASTERN LEAGUE

Knoxville, Tenn. December 2—At the annual meeting of the directors of the Southeastern Baseball League tonight. W. W. Miller, of Johnson City, was elected president to succeed Ambritos Gaines, of Knoxville, who declined to serve again. The salary limit was raised \$200 per year, and May 22 and September 9 were fixed for the opening and closing of the next season. The question of admitting Bristol and some other towns to make it an eighttown circuit, was discussed, and will be acted upon later. The Southeastern is a class "D" league and was organized last spring. Its first season was successful.

Primm—Galaria.

Primm—Gallagher.

[Special to The Times-Dispatch.]

Lynchburg, Va. December 2.—A quist wedding took place Wednesday atternoon at the parsonage of the First Baptist Church, when Miss Irene Gallagher was wedded to Reaush Primm, The bride was a resident bitrated by the parsonage of the primm, The bride was a resident bitrated by the primm, The bride was a resident bitrated by the primm, The bride was a resident bitrated by the primm, The bride was a resident bitrated by the primm, The bride was a resident bitrated by the primm, The bride was a resident bitrated by the primm will reside by the primm will reside in Richmond.

Visitors as Friends and Allies.

London, December 2.—Rear-Admiral Joseph B. Murdock, commander of the third division of the United States At-lantic fleet, and one hundred officer of the first and third divisions were

Said to Be Fugitive.

Gus Dallas White, nineteen years old, was arrested early this morning on a charge of being a fugitive from justice from Hendersonville, N. C. honor from the Grenadier Guards, whore he is alleged to be charged with drawn up outside Guild Hall, received presented to the Mayor and Lady Strong, who were seated on a dats at one end of the library. A guard of honor from the Grenadler Guards.





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